IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO. 2263 OF 2005

Chandrakant R. Gandhi and Anr. ....Petitioners

Versus

Bank of India and Ors. ... Respondents.

Mr. Vicky Singh, instructed by M/s. Thakordas & Madgavkar, for the petitioners.
Mr. Kusumakar Kushir for respondent No.1.

CORAM: **DALVEER BHANDARI, C.J.** & **S.J. VAZIFDAR, J.**

DATE: **SEPTEMBER 26, 2005**.

P.C.

We have heard the learned counsel for the parties.

2. During the course of hearing, the petitioners have asked for a very limited prayer. Therefore, it is not necessary to deal with the facts in detail. The learned counsel for the petitioners submits that the petitioners have been residing in the premises since 1980 and prays that they be given some time to remove their goods. The learned counsel for the petitioners further submits that if at least one week's time is granted to the petitioners to remove them, they will be able to remove their goods. We find the prayer to be reasonable and we grant

them one week's time to the petitioners to remove their goods and hand over the vacant possession of the premises to respondent No.1-Bank of India. The learned counsel for the petitioners shall file an undertaking to this effect in this Court during the course of the day. This undertaking would be without prejudice to the petitioners' right to take action in accordance with law. No further directions are necessary. This petition is accordingly disposed of.

CHIEF JUSTICE

S.J. VAZIFDAR, J.